



2FW

APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Takamitsu HIGUCHI, et al. Docket No. Q78440
Appln. No. 10/705,251 Group Art Unit 2834
Confirmation No. 3192 Examiner DOUGHERTY, Thomas
Filed: November 12, 2003

For: PIEZOELECTRIC DEVICE, LIQUID JETTING HEAD, FERROELECTRIC DEVICE,
ELECTRONIC DEVICE AND METHODS FOR MANUFACTURING THESE DEVICES

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the restriction requirement mailed on July 5, 2005, Applicant respectfully points out that the restriction requirement is improper because independent claims 27, 40, 53, 55, and 77 have not been included in any of the groups and therefore cannot be elected as the invention to be examined.

Applicant respectfully requests that the Examiner withdraw the present restriction requirement in view of the fault identified above. If a petition is deemed necessary to secure the withdrawal of the present restriction requirement, Applicant respectfully requests that this paper be considered as such a petition. Furthermore, the USPTO is authorized to charge any necessary petition fee, as well as any other fee except for the issue fee, to deposit account 19-4880. However, because the errors in the restriction requirement are not of Applicant's making, but the Examiner's, it is respectfully requested that any petition fees so charged be refunded.

If a new restriction requirement is still thought to be necessary, applicant respectfully submits that the following grouping of claims might be more logical than the 22 different groups mentioned in the outstanding restriction requirement: Group I (claims 1-39); Group II (claims 40-59); Group III (claims 60-71); Group IV (claims 72-83).

RESPONSE TO RESTRICTION REQUIREMENT
US Application 10/705,251
Attorney Docket Q78440

The Examiner is respectfully invited to contact the undersigned attorney in the event that the Examiner feels such contact would be helpful in advancing the final disposition of the application.

Respectfully submitted,

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

/Kelly G. Hyndman/
Kelly G. Hyndman
Registration No. 39,234

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: July 27, 2005